AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

CASE #:   08-CIV 5179

PAUL PESCE, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY SITUATED

against

Plaintiff(s)/Petitioner(s)

NELSON, WATSON & ASSOCIATES, LLC

Defendant(s)/Respondent(s)

State of NY

County of Albany   SS

Michael Pickett   being duly sworn , deposes and says: that deponent is not a party to this action, is over 18 years of age and resides in the state of New York.

That on   6/9/08   at   2:40 PM

at the office of the Secretary of State of the State of New York in the City of Albany, NY, deponent served the within

SUMMONS IN A CIVIL ACTION, CLASS ACTION COMPLAINT JURY TRIAL DEMANDED

upon: **NELSON, WATSON & ASSOCIATES, LLC**

defendant/respondent in this action by delivering and leaving with   Carol Vogt
authorized agent in the office of the Secretary of State of the State of New York, One Commerce Plaza, Albany, NY, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State a fee of $40.00. That said service was made pursuant to section

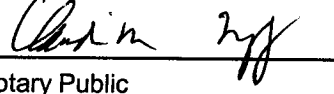**303 of the Limited Liability Company Law**

Deponent further says that the person so served was known as aforesaid to be an authorized agent in the office of the Secretary of State of The State of New York duly authorized to accept such service on behalf of said defendant/respondent.

Deponent further states that the person actually served is described as follows:

DESCRIPTION:

Sex	Skin Color	Hair Color	Approx. Age	Approx. Ht	Approx. Wt.	Other:
female	white	dark	48-52	5'3"	110	

Sworn to before me on: 6/10/2008

Notary Public

Michael Pickett

Lightning Legal Services, LLC
P.O. Box 9132
Albany, NY 12209

113553

Claudia M. Murphy
Notary Public, State of NY
No 01MU5016071
Qualified in Albany County
Commission expires 8/2/05

Kerry Gunner
Notary Public, State of NY
No 01GU5038710
Qualified in Albany County
Commission expires 2/6/2011

Jessica DeVoe
Notary Public, Stateof NY
No 01DE6042657
Qualified in Albany County
Commission Expires 5/30/10